

SEP 30 2005

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: of: :  
 Class: AQUAYS : Group Art Unit: 1755  
 For: and Other Materials : Examiner: Marcantoni, Paul D.  
 Treated Bauxite Tailings :  
 for Making Same :  
 Ser: 0,729 :  
 File: 03 :

AMENDMENT ACCOMPANYING REQUEST FOR CONTINUED EXAMINATION

This amendment is filed in response to the examiner's final office action of July 8, 2005.

IN THE SPECIFICATION

See the attached Amendments To Specification (37 CFR 1.121b).

IN THE CLAIMS:

Claims 1-28 are hereby cancelled, without prejudice. New claims 29-44 are now in this application.

See the attached Complete Listing Of All Claims Ever Presented (37 CFR 1.121c).

REMARKS

Claims 1-28 were rejected under 35 USC 102(a, b, and e) as anticipated by, or in the prior art under 35 USC 103(a) as obvious over Jaques et al. '352 or Iwu '567. These rejections are respectfully traversed, and it is submitted that new claims 29-44, presented herein, are nonobvious over Jaques et al. and/or Iwu.

The applicant's new claims 29-44 provides for the use of sulfuric acid as the primary reagent. The applicant provides for not removing the resulting sodium sulfate that is formed from